

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

8

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Gary Nyal Owens	<i>For U. S.:</i> Hubert H. Bryant Assistant U. S. Attorney <i>For Defendant:</i> Russell R. Linker, II (Aptd Pythian Building Tulsa, Okla. LU 2-7223

CLOSED

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 1-31-69	Clerk					
J.S. 3 mailed 2-28-69	Marshal					
Violation Selective Service	Docket fee					
Title 50 App.,						
Sec. 462						

DATE	PROCEEDINGS
1-15-69	Record vote of the grand jury, filed in open Court
1-15-69	Indictment, filed in open Court. b
1-15-69	Bond of the defendant, in the sum of \$1,000.00, filed; surety - Robert R. Adkins.
1-15-69	Order specifying methods and conditions of release, filed. b
2-7-69	Deft. present and represented. Deft. arraigned, heretofore received copy of Indictment, advised as to charge and penalty, and enters a plea of NOLO CONTENDERE, and sentence is passed pending probation report; deft. to remain on present bond. (FD-J)m
2-13-69	Case set for sentencing on Monday 2-17-69 at 4:30 p.m. (FD-J)m
2-17-69	Defendant, Gary Nyal Owens, present in person and represented by his Court appointed counsel. Defendant and his attorney asked if they have anything to say before sentence is imposed. Judgment and Sentence - Gary Nyal Owens Five (5) Years. Defendant and his attorney asked if they have anything to committed to the custody of the U. S. Marshal and his bond exonerated. (Fred Daugherty - Judge) (LC-CSR) (OVER)

DATE	PROCEEDINGS
2-17-69	Judgment and Commitment as to the defendant filed and entered. (Fred Daugherty - Judge) b
2-17-69	Two c. c. of J & C delivered to the U. S. Marshal. b
3-13-69	Return on J&C filed. Executed by delivering defendant to Tulsa Co. Jail, Tulsa, Oklahoma, on 2-17-69. Further executed by delivering him on 3-11- 69 to U. S. Medical Center, Springfield, Mo. ds

UNITED STATES COMMISSIONER
NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Charles F. Burns Miami, Oklahoma,
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 335
THE UNITED STATES
VS.
Gary Nyal Owens

Complaint filed on 10-2-68, 19, by John F. Chenoweth, Jr.
Official title Special Agent, FBI, charging violation of
United States Code, Title 50, Section 462, on 6-13-68
19, at Miami, in the Miami
division of the Northern district of Oklahoma
as follows: fail to report as ordered by U S Selective
Service, Local Board #60, Ottawa County, Oklahoma, for
civilian duty at the University of Kansas Medical
Center, Kansas City, Kansas. Gary Nyal Owens was
classified by Local Board #60 as a Conscientious Ob
jector on January 15, 1968, and was ordered to rep
ort on June 1, 1968, for civilian duty in lieu of
military service. He failed to report as ordered.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 10-3-68 Warrant/Summons for Gary Nyal Owens

to (name and title of officer) U S Marshal etc (Name of defendant)

Substance of return Recd October 2, 1968, at Miami, Okla and executed by arrest of
Gary Nyal Owens at Commerce, Okla., on 10-3-68. John F. Chenoweth, Jr. Special Agent
FBI.

Date Warrant/Summons for

to (name and title of officer)

Substance of return

FILED
1968

(Name of defendant)

OCT 4 1968

M. M. EWING

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Clerk, U. S. District Court

Date 10-3-68 Arrested by John F. Chenoweth, Jr.
Special Agent FBI on warrant of Charles F. Burns
U S Commr. (Name of issuing officer)
without warrant.

Appearances { for United States None (Name) (Address)
for accused None (Name) (Address)

Proceedings taken Complaint filed and warrant issued 10-2-68. 10-3-68 present in

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
open court without counsel. Deft advised of complaint and of his rights and right
to be represented by counsel at all stages of the proceedings. Deft executed waiver
of counsel. Deft advised of right to a preliminary hearing and deft waived prelimin
ary hearing. Deft bound over to U. S. District Court at Tulsa, Oklahoma, and releas
ed after making an Appearance Bond in the amount of \$1000.00 with surety Robert R.
Adkins, Miami, Oklahoma. Deft executed Order Specifying Methods and Conditions of
Release. Bond returnable before U. S. District Court at Tulsa, Oklahoma, on October
15, 1968, at 9:00 A. M.

Bound over to U S District Court at Tulsa, Oklahoma

Outcome 10-3-68 1000.00 10-3-68

Bail fixed, 19 Amount, \$ Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) 10-3-68 Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome _____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 3 day of October, 19 68

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, October 3, 19 68

Charles F. Burns

United States Commissioner.

UNITED STATES COMMISSIONER

NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE

Charles F. Burns

(Name of commissioner)

Miami, Oklahoma,

(Address)

COMMISSIONER'S
DOCKET NO. 1 CASE NO. 335-Supple-
THE UNITED STATES
vs.
Gary Nyal Owens

mental

Complaint filed on 10-2-68, 19 by John F. Chenoweth
Official title Special Agent, FBI, charging violation of
United States Code, Title 50, Section 462, on 6-13
19, at Miami, in the Miami
division of the Northern district of Oklahoma
as follows: fail to report as ordered by U S Sel
Service, Local Board #60, Ottawa County, Oklaho
civilian duty at the University of Kansas Medic
ten, Kansas City, Kansas. Gary Nyal Owens was
led by local board #60 as a Conscientious Objec
January 15, 1968, and was ordered to report on
1968, for civilian duty in lieu of military ser
He failed to report as ordered.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 10-2-68 Warrant/Summons for Same being stated on Docket 1 Case 33

(Name of defendant)

to (name and title of officer)

Substance of return

FILED

170-39

OCT 9 1968

(Name of defendant)

Date Warrant/Summons for

to (name and title of officer)

Substance of return

M. M. EWING

Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date 10-3-68 / Docket 1 Case No. 335 Arrested by John F. Chenoweth, Jr. on warrant of Charles F. Bu
Special Agent, FBI U S Commr. (Name of issuing officer)
without warrant.

Appearances

for United States None

(Name)

for accused

James Reed, Attorney at Law, Miami, Oklahoma,

(Name)

(Address)

Proceedings taken Complaint refiled in open court in the presence of the defendant

(Here insert with dates, when appropriate, a serialim account of essential steps taken at hearing such as "complaint prepared,"

Deft stated that he desired an attorney to represent him as he was without funds

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

to hire an attorney. Thereupon deft executed Form CJA-2, and James Reed, Attorney

if that is the fact; any adjournments taken, etc. appointed

at Law, Miami, Oklahoma, was moved to represent him.. Thereupon the deft by and thru

his attorney waived the preliminary hearing and defendant was bound over to the U S

District Court at Tulsa, Oklahoma, for further proceedings at that point. Bond of

\$1000.00 heretofore made on October 3, 1968, approved, and Order Specifiying Methods

and Conditions of Release approved, and deft was released subject to the further
the court.

Outcome

Bail fixed 10-3-68, 19 Amount, \$ 1000.00 Bonded, 19, by cash
deposited by (name) Address

transmitted to clerk of district court. 19 [or] by surety

(name) Robert R. Adkins Address Miami, Oklahoma,

(name) Address, who

justified by affidavit dated, 19, [or] committed to

on 10-3-68, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____ Appearances for

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing_____ names certified to United States Marshal for payment_____, 19____
Proceedings taken_____

Outcome_____

Bail fixed_____, 19____ Amount, \$_____ Bonded_____, 19____, by cash
deposited by (name)_____ Address_____
transmitted to clerk of district court_____, 19____
[or] by surety (names)_____ Address_____
and_____ Address_____
who justified by affidavit_____, 19____ Committed to_____
on_____, 19____

Certified to be a correct transcript.

Made this 8th day of October, 19 68

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, October 8, 19 68

Charles F. Quinn

United States Commissioner.